

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3689

To limit occupancy of nonelderly single persons in dwelling units located in public housing projects for elderly families.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 22, 1993

Mr. SANTORUM (for himself and Mrs. ROUKEMA) introduced the following bill; which was referred to the Committee on Banking, Finance and Urban Affairs

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## A BILL

To limit occupancy of nonelderly single persons in dwelling units located in public housing projects for elderly families.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Public Housing for  
5 the Elderly Protection Act”.

6 **SEC. 2. LIMITATION ON OCCUPANCY OF NONELDERLY SIN-**  
7 **GLE PERSONS IN PUBLIC HOUSING**  
8 **PROJECTS FOR THE ELDERLY.**

9 Section 7(a) of the United States Housing Act of  
10 1937 (42 U.S.C. 1437e(a)) is amended—

1           (1) in paragraph (4), by inserting before the  
2 first comma the following: “and subject only to the  
3 limitation under paragraph (4)”;

4           (2) by redesignating paragraph (4) (as amend-  
5 ed by paragraph (1) of this subsection) as paragraph  
6 (5); and

7           (3) by inserting after paragraph (3) the follow-  
8 ing new paragraph:

9           “(4)   LIMITATION   ON   OCCUPANCY   OF  
10   NONELDERLY   SINGLE   PERSONS.—Notwithstanding  
11   any other provision of law, with respect to any pub-  
12   lic housing project designed, developed, or acquired  
13   for elderly families before the effectiveness of final  
14   regulations implementing subtitle B of title VI of the  
15   Housing and Community Development Act of 1992  
16   or any public housing project (or portion of a  
17   project) designated for occupancy under clause (A)  
18   or (C) of paragraph (1) of this subsection, single  
19   persons who are not elderly or near-elderly persons  
20   may occupy units in such projects (subject to the  
21   limitations under section 3(b)(3)(A)) only—

22           “(A) in circumstances described in regula-  
23           tions issued by the Secretary; and

1           “(B) if the Secretary, after consultation  
2           with the public housing agency involved, author-  
3           izes such occupancy under such regulations.

4           If the Secretary authorizes occupancy in such a  
5           project for such single persons, the public housing  
6           agency shall take such actions as may be necessary  
7           to minimize the effects the occupancy of such single  
8           persons has on elderly occupants of the project and  
9           the character of the project.”.

10 **SEC. 3. INAPPLICABILITY OF REGULATIONS IMPLEMENT-**  
11 **ING CRANSTON-GONZALEZ NATIONAL AF-**  
12 **FORDABLE HOUSING ACT.**

13           Notwithstanding any other provision of law, the  
14 amendments made to parts 905, 912, and 960 of title 24,  
15 Code of Federal Regulations, by the final rule issued by  
16 the Secretary of Housing and Urban Development to im-  
17 plement section 573(a) of the Cranston-Gonzalez National  
18 Affordable Housing Act, entitled “Occupancy by Single  
19 Persons” and published in the Federal Register of July  
20 26, 1993 (58 Fed. Reg. 39658–39660), shall not apply  
21 to—

22           (1) any public housing project designed, devel-  
23           oped, or acquired for elderly families before the ef-  
24           fectiveness of final regulations implementing subtitle

1 B of title VI of the Housing and Community Devel-  
2 opment Act of 1992; or

3 (2) any public housing project (or portion of a  
4 project) designated for occupancy under clause (A)  
5 or (C) of section 7(a)(1) of the United States Hous-  
6 ing Act of 1937.

7 **SEC. 4. EFFECTIVE DATE AND APPLICABILITY.**

8 The amendments made by section 2 shall be made  
9 and shall take effect on the date of the enactment of this  
10 Act, notwithstanding any absence of regulations to imple-  
11 ment—

12 (1) such amendments; or

13 (2) the amendments made by subtitle B of title  
14 VI of the Housing and Community Development Act  
15 of 1992.

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